



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/783,971	02/20/2004	Oscar af Strom	0401004-001	4414	
29146	7590	07/10/2007	EXAMINER		
PATWRITE LLC 408 W. MAIN ST. MARSHALLTOWN, IA 50158-5759		MCQUELLAND, KIMBERLY KEIL			
		ART UNIT		PAPER NUMBER	
		1734			
		MAIL DATE		DELIVERY MODE	
		07/10/2007		PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10783971	2/20/2004	STROM, OSCAR AF	0401004-001

**EXAMINER**

Kimberly K. McClelland

**ART UNIT****PAPER**

1734

20070702

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

Newly submitted claims 28-35 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons:

Previously presented claims 10, 15, and 16 are drawn to a process for transferring an image including, providing a composite sheet, comprising a support sheet, a plastic film, and an adhesive, and applying the composite sheet to an image and washing to obtain a decal.

Newly submitted claims 28-35 are drawn to a process for transferring an image, including providing a transfer assembly, comprising a plastic film, an adhesive, and two liners; removing the liners; attaching the adhesive layer to the image, and attaching the plastic film to the image and washing to obtain a decal, and covering decal with a releasable sheet.

The decal of claims 10 and 15-16 does not comprise the same materials as the decal of claims 28-35. The composite sheet of claims 10 and 15-16 is patentably distinct over the transfer assembly of claims 28-35. The method steps of each group are drawn to mutually exclusive species.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 28-35 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

The amendment filed on 5/16/07 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03).

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

PHILIP TUCKER  
PRIMARY EXAMINER  
SPE ART UNIT 1734